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*Attorneys for Defendants Connecticut General Life Insurance Company  
and CIGNA Healthcare of New Jersey, Inc.*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

MONTVALE SURGICAL CENTER, LLC a/s/o  
various "PATIENTS",

Plaintiff,

vs.

CONNECTICUT GENERAL LIFE INSURANCE  
COMPANY d/b/a CIGNA, CIGNA  
HEALTHCARE OF NEW JERSEY, INC.; ABC  
CORPS. (1-10)(said names being fictitious and  
unknown entities),

Defendants.

Civil Action No. 12-05257 (SRC)(CLW)

*Document electronically filed*

**NOTICE OF WITHDRAWAL OF  
DEFENDANTS' MOTION TO  
DISMISS COUNTS ONE, THREE,  
FOUR, AND FIVE OF PLAINTIFF'S  
COMPLAINT**

PLEASE TAKE NOTICE that Defendants Connecticut General Life Insurance Company and CIGNA Healthcare of New Jersey, Inc. hereby withdraw, their Motion to Dismiss Counts One, Three, Four, and Five of Plaintiff's Complaint pursuant to Federal Rule of Civil Procedure 12(b)(6). This withdrawal is made without prejudice to any of Defendants' rights, privileges, objections and defenses, including without limitation any that may be raised in a motion to dismiss the Amended Complaint, all of which are hereby expressly reserved.

s/E. Evans Wohlforth Jr.

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Dated: March 25, 2013

Newark, New Jersey